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## EXPRESS ABANDONMENT UNDER 37 CFR 1.138

Attorney Docket No.

231060

To: Mail Stop Express Abandonment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In re Application of Sugaru et al.

Application Number  
10/510.121

Filed Nov. 3, 2004

For NOVEL BLOOD SUGAR CONTROLLER AND  
METHOD OF SCREENING THE SAME

Art Unit Unassigned

Examiner Unassigned

Please **check only one** of boxes 1-3 below:

*(If no box is checked, this paper will be treated as a request for express abandonment as of the filing date of this paper.)*

1. ☒ **Express Abandonment**

I request that the above-identified application be expressly abandoned as of the filing date of this paper.

2. ☐ **Express Abandonment in Favor of a Continuing Application**

I request that the above-identified application be expressly abandoned as of the filing date accorded the continuing application filed herewith.

3. ☐ **Petition for Express Abandonment to Avoid Publication under 37 CFR 1.138(c)**

I hereby petition to expressly abandon the above-identified application to avoid publication.

NOTE: The application will be published in regular course unless the petition is recognized by the Pre-Grant Publication Division in sufficient time to avoid publication (e.g., more than four(4) weeks prior to the projected publication date).

**Petition Fee** – must be filed with petition to avoid delays in recognizing the petition.

- a. ☐ The Commissioner is hereby authorized to charge the petition fee under 37 CFR 1.17(h) to Deposit Account No. \_\_\_\_\_.
- b. ☐ Check in the amount of \$130.00 is enclosed.
- c. ☐ Payment by credit card (Form PTO-2038 is enclosed).

**Fax** the petition directly to the Pre-Grant Publication Division at (703) 305-8568 or **Mail** the petition to the above address directed to **Mail Stop Express Abandonment**.

**NOTE:** A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes the paper. See MPEP 711.01. In addition, the paper will not stop publication of the application unless a petition under 37 CFR 1.138(c) is recognized by the Pre-Grant Publication Division in sufficient time to avoid publication.

I am the: ☐ applicant.

☐ assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

☒ attorney or agent of record. Attorney Registration No. is 30,763.

☐ attorney or agent acting under 37 CFR 1.34(a) (may act only if box 2 above, stating that the application is expressly abandoned in favor of a continuing application, is checked). Attorney or agent registration number if acting under 37 CFR 1.34(a).

(Attorney or agent registration number).

Signature \_\_\_\_\_

March 7, 2007

Date \_\_\_\_\_

John Kilyk, Jr., Registration No. 30,763

Typed or printed name

\*Note: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*

\*☒ Total of 1 forms are submitted.

Express Abandonment (Revised 5/1/03)